DEC 3 0 200

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John Kevin COLLINS et al. Attorney Docket: P66879US3

Serial No.: 10/783,020

Group Art Unit: n/a

Filing Date: February 23, 2004

Examiner: n/a

For:

BIOFIDOBACTERIUM IN THE TREATMENT OF INFLAMMATORY DISEASE

## TRANSMITTAL

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a second Preliminary Amendment in the above captioned application.

XX Small Entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a verified statement previously submitted.

<u>XX</u> No additional fee is required.

The fee has been calculated as shown below:

| Claims<br>Remaining | Highest<br>Number      | Present<br>Extra | Small Entity            | Other Than A<br>Small Entity |
|---------------------|------------------------|------------------|-------------------------|------------------------------|
| After<br>Amendment  | Previously<br>Paid For |                  | Rate Addit. (or)<br>Fee | Rate Addit.<br>Fee           |
| Total 79            |                        | 0                | x25 = \$                | x 50 = \$                    |
| _                   | - 3 =                  | 0                | x100 = \$               | x 200 = \$                   |
| Total Addit         | ional Fee              |                  | \$                      | \$                           |

Credit Card Payment Form in the amount of \$\_\_\_ is attached.

If a Petition for Extension of Time is necessary and the Petition XX and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge any fees necessary under 37 CFR 1.17 (a)(1)-(5) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is attached.

JACOBSON HOLMAN, PLLC

Dated: December 30, 2004 400 Seventh Street, N. W. Washington, D.C. 20004-2201 P66879US3

JCH/JC